HON'BLE THE ACTING CHIEF JUSTICE MR.BILAL NAZKI

AND

HON'BLE SRI JUSTICE R. SUBHASH REDDY

Writ Petition Nos.22605 & 22743 of 2005

Dated: 27th October 2005

Between:

E. Lakshminarayana Goud … Petitioner

And

The Station House Officer, I Town Police Station,

Kurnool and two others.

… Respondents.

Oral Order: (per Hon'ble the Acting Chief Justice)

…

W.P.No.22605 of 2005 was filed by the relative of the alleged three detenues seeking a direction to produce them before the Court after declaring their detention by the respondents as illegal. The other writ petition was taken up on the basis of the telegram sent by one

B. Anjaneyulu Goud to set at liberty the very same detenus who were forcibly taken away by the respondents from their respective houses. W.P.No.22605 of 2005 was filed on 19-10-2005. Counter was filed by one D. Maheswara Reddy, S.I. of Police, I Town Police Station, Kurnool on 22-10-2005 contending therein that the alleged detenus were not arrested, although they were required in

Crime No.89 of 2005. When this matter came up for hearing on 24-10-2005, the learned Government Pleader submitted that the detenus were in custody and even their relatives have met them in custody. Therefore, the learned Government Pleader was directed to seek further information in the matter and an additional affidavit was filed on 25-10-2005. In this affidavit, the same D.Maheswara Reddy, S.I. of Police stated that the detenus were arrested on 24-10-2005. This statement created some doubt in our mind as to the correctness of the first affidavit filed by the same individual. The matter was adjourned till 26-10-2005 and again to this date. The learned Government Pleader submitted that the respondents on their own have taken up the matter and the concerned Police Officer and another Police Officer have already been placed under suspension. In the mean time, the detenus have been produced before the concerned Magistrate who had bailed them out. In that view of the matter, no further orders need be passed in these writ petitions and the same are accordingly disposed of.

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(Bilal Nazki, ACJ)

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(R. Subhash Reddy, J)

27th October 2005

svs